

**GREENWICH TOWNSHIP
MINUTES OF THE TOWNSHIP COMMITTEE MEETING
MARCH 19, 2024
7:00 p.m.**

Mayor Reinhart called the meeting to order stating “adequate notice of this meeting was provided in compliance with the Open Public Meeting Act notifying the South Jersey Times on January 4, 2024.”

Roll Call: Mayor Reinhart, Committeeman Werley and Deputy Mayor Orr were present. Also present were Thomas Seeley, Esq., Township Solicitor; Kim Fleetwood, Treasurer; and Lisa Garrison, Township Clerk.

Flag Salute: Mayor Reinhart

Presentation: rescheduled for next month.

Public Hearing:

ORDINANCE NO. 79-2024

**2024 "CAP" ORDINANCE TO EXCEED THE MUNICIPAL BUDGET
APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK
(N.J.S.A. 40A:4-45.14)**

WHEREAS, the Local Government Cap Law, N.J.S.A. 40A:4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up to 2.5% unless authorized by ordinance to increase it to 3.5% over the previous year’s final appropriations, subject to certain exceptions; and,

WHEREAS, N.J.S.A. 40A:4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

WHEREAS, the Township Committee of the Township of Greenwich, in the County of Cumberland finds it advisable and necessary to increase its CY 2024 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the Township Committee hereby determines that a 3.5% increase in the budget for said year, amounting to \$3,909.18 in excess of the increase in final appropriations P

WHEREAS, the Township Committee hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW, THEREFORE, BE IT ORDAINED by the Township Committee of the Township of Greenwich, in the County of Cumberland, a majority of the full authorized membership of this governing body affirmatively concurring that, in the CY 2024 budget year, the final appropriations of the Township of Greenwich shall, in accordance with this ordinance and N.J.S.A. 40A:4-45.14, be increased by 3.5%, amounting to \$13,682.13, and that the CY 2024 municipal budget for the Township of Greenwich be approved and adopted in accordance with this ordinance; and

BE IT FURTHER ORDAINED that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

BE IT FURTHER ORDAINED that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and

BE IT FURTHER ORDAINED that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

On motion of Mayor Reinhart, seconded by Deputy Mayor Orr to open the public hearing, unanimously carried. There being no comment forthcoming, on motion of Mayor Reinhart, seconded by Deputy Mayor Orr to close the public hearing, unanimously carried. On motion of Deputy Mayor Orr, seconded by Mayor Reinhart to adopt the foregoing ordinance, unanimously carried upon roll call vote. Ayes: Orr, Reinhart, Werley Nays: None Abstain: None Absent: None

On motion of Deputy Mayor Orr, seconded by Mayor Reinhart to open the public hearing, unanimously carried. There being no comment forthcoming, on motion of Deputy Mayor Orr, seconded by Mayor Reinhart to close the public hearing, unanimously carried. On motion of Deputy Mayor Orr, seconded by Mayor Reinhart to adopt the following ordinance, unanimously carried upon roll call vote. Ayes: Orr, Reinhart, Werley Nays: None Abstain: None Absent: None

ORDINANCE NO. 80-2024

ORDINANCE TO ESTABLISH IN THE TOWNSHIP OF GREENWICH, COUNTY OF CUMBERLAND, STATE OF NEW JESEY, A COMBINED LAND USE BOARD

SECTION 1. PURPOSE

- A. The purpose of this ordinance is to establish in the Township of Greenwich, pursuant to N.J.S.A. 40:55D-23 and N.J.S.A. 40:55D-25 a Board entitled the “Greenwich Township

Land Use Board” consisting of nine regular members and four alternates of the following four classes:

1. Class I: The Mayor or the Mayor’s designee in the absence of the Mayor.
2. Class II: One of the officials of the municipality other than a member of the governing body, to be appointed by the Mayor, provided that if there be an environmental commission, the member of the environmental commission who is also a member of the board.
3. Class III: A member of the governing body to be appointed by it.
4. Class IV: Other citizens of the municipality to be appointed by the Mayor.
5. Alternates: The Mayor shall have the authority to appoint up to four alternate members who shall meet the qualifications of Class IV members and shall be designated at the time of appointments as Alternates No. 1 through 4. Alternate members may participate in discussion of the Board proceedings, but may not vote, except in the absence or disqualification of a regular member of any class. The term of a Class IC alternate member shall be two years.
6. The phrase “Land Use Board” replaces the phrases “Planning Board”, “Zoning Board of Adjustment”, “Zoning Board” or “Board of Adjustment” wherever these phrases appear in the general Ordinances of the Township of Greenwich.

B. Terms of Membership

1. The term of the members composing Class I shall correspond with his or her official tenure.
2. The terms of the members composing Class II and Class III shall be for one year or terminate at the completion of their respective terms of office, whichever occurs first, except for the Class II member who is also a member of the Environmental Commission. The term of a Class II or a Class IV member who is also a member of the Environmental Commission shall be for three years or terminate at the completion of his or her term of office a member of the Environmental Commission, whichever comes first.
3. The term of a Class IV member who is also a member of the Board of Education, shall terminate whenever he or she is no longer a member of any such body or at the completion of the Class IV term, whichever comes first.
4. The term of each Class IV regular member shall be four years.
5. The terms of the Class IV alternate members shall be two years, except that the terms of the alternate members shall be such that the term of not more than two alternate members shall expire in any one year (N.J.S.A. 40:55D-23.1).

- C. Role of Alternate Members. Alternate members may participate in discussions of the proceedings but may not vote except in the absence or disqualification of a regular member of any class. A vote shall not be delayed in order that a regular member may vote instead of an alternate member. In the event that a choice must be made as to which alternate member is to vote, Alternate I shall vote; and if unavailable to vote, Alternate II; if not, Alternate III; and if not, Alternate IV.
- D. Vacancies. If any vacancy of any class or a regular or alternate member shall occur other than at the expiration of term, it shall be filled by appointment as above provided for the unexpired term only.
- E. Compensation. Member of the Land Use Board shall serve without compensation except that reimbursement of reasonable expenses in the execution of official duties may be made by the municipality.
- F. Removal. Any member other than Class I member may be removed by the governing body for cause but only after public hearing and other due process proceedings.
- G. Conflict. No regular or alternate member of the Land Use Board shall be permitted to act on any matter in which he or she has either directly or indirectly any personal or financial interest. No member who is disqualified may act on that particular matter, shall not continue to sit with the Board on hearing of such matter, nor shall participate in any discussion or decision.
- H. (Reserved)
- I. Reorganization. Yearly the Land Use Board shall organize by selecting from among its Class IV regular members a Chairman and a Vice Chairman. The Board shall also select a Secretary who may be either a member of the Board or a municipal employee.
- J. Funding. The governing body shall make provisions in its budget and appropriate funds for the expenses of the Land Use Board.
- K. Board Attorney. The Land Use Board may annually appoint to such office and fix compensation or rate of compensation of an attorney-at-law of New Jersey other than the municipal attorney.
- L. Staff. The Land Use Board may also employ or contract for and fix compensation of such experts and other staff and services as it may deem necessary. The appointment and compensation shall be fixed by contract in compliance with the N.J.S.A. 40A:11-5. The Board shall not, however, exceed, exclusive of gifts or grants, the amount appropriated by the governing body for such purpose.
- M. Education Requirements. Members of the Land Use Board are required to complete the course on Land Use Law as required by N.J.S.A. 40:55D-23.3.

- N. Agenda. The Secretary of the Land Use Board shall prepare an agenda for each meeting, and prior to the meeting, shall send to the members sufficient copies of the agenda and the minutes of the previous meeting.

SECTION 2. POWERS AND JURISDICTION OF THE LAND USE BOARD

- A. The Land Use Board shall have and exercise all of the powers, duties and procedure prescribed or necessarily implied by the Municipal Land Use Law, N.J.S.A. 40:55D-1 et seq. for planning boards and shall have further powers, duties and procedures prescribed by ordinance adopted pursuant to the Municipal Land Use Law.
- B. In addition to the powers set forth in Subsection A, the Land Use Board shall exercise, to the same extent and subject to the same restrictions, all of the powers of a board of adjustment; but the Class I and the Class III members shall not participate in the consideration of all applications for development which involve relief purchase to Subsection (d) of N.J.S.A. 40:55D-70..
- C. The Land Use Board shall have the power listed below in addition to other powers established by law;
1. Make, adopt, and from time to time, amend a master plan for the physical development of the municipality, including any areas outside its boundaries that, in the Board's judgment, bear essential relation to the planning of the municipality;
 2. Participate in the preparation and review of programs or plans required by state or federal law or regulations.
 3. Assemble data on a continuous planning process;
 4. Annually, prepare a program of municipal capital improvements projects projected over a term of six years and amendments thereto and recommend same to the governing body.
 5. Prepare, within the time prescribed by law, a periodic reexamination of the master plan and/or adoption of a master plan or certain elements of same;
 6. To perform such other advisory duties as are assigned to it by ordinances or resolution of the governing body for the aid and assistance of the governing body by other agencies of officers;
 7. The Land Use Board shall have such other powers as prescribed by law, including, but not limited to, the power to grant the following variances, to the same extent and subject to the same restrictions as the Land Use Board acting as the Zoning Board of Adjustment, when the Land Use Board is reviewing applications for approval of subdivision plans, site plans or conditional uses.

SECTION 3: EFFECTIVE DATE. This Ordinance shall take effect immediately upon adoption and publication as required by law.

SECTION 4. REPEALER: All Ordinances or parts of Ordinances inconsistent herewith are hereby repealed to the extent of such inconsistency only.

SECTION 5. SEVERABILITY; If any section, paragraph, subdivision, subsection, clause or provision of this Ordinance shall be adjudged invalid, such provision declared invalid and the remainder of the Ordinance shall remain in full force and effect and shall be enforceable.

Ordinances:

PROPOSED ORDINANCE NO. 81-2023

UNREGISTERED VEHICLES

SECTION I. Purpose:

An ordinance to establish requirements for the unregistered vehicles in the Township of Greenwich, so as to protect public health, safety and welfare, and to prescribe penalties for the failure to comply.

SECTION II. Definitions and Word Usage:

- A. When not inconsistent with the context of this chapter, words used in the present tense include the words used in the future, words used in the plural number include the singular number, and words used in the singular include the plural number. The word “shall” is always mandatory and not merely directory.
- B. As used in this ordinance, the following terms shall have the meanings indicated:

PERSON

Any person, firm, partnership, association, corporation, company or organization of any kind.

VEHICLE

Every device in, upon or by which any person or property is or may be transported or drawn upon a highway, including devices used exclusively upon stationary trails or tracks.

SECTION III. Storage of Unregistered Vehicle

It shall be unlawful for any residential property owner to park or permit the parking of any unregistered vehicle on his or her residential lawn.

SECTION IV. Notice to Abate Conditions

Any conditions set forth shall, prior to the issuance of any notice of violation, require that a notice to the owner and/or other persons responsible for such property be provided a notice to abate such condition or conditions. The notice shall:

- a. Be in writing;
- b. Include a description of the property sufficient for identification;
- c. Include a statement of the violation or violations and why the notice is being issued;
- d. Include an order to abate or correct the condition within 10 days of the date of the notice to bring the property into compliance with the of the provisions of this ordinance; and
- e. The notice shall be either delivered personally, posted on the property, or sent by regular mail and certified mail addressed to the last known address. In the event that the notice is returned undeliverable then notice shall be posted by posting in a conspicuous place in or about the structure or property affected by such notice.

SECTION V. Violations and Penalties:

Any person(s) who is found to be in violation of the provisions of this ordinance shall be subject to a fine not to exceed \$1,500.00.

SECTION VI. Severability:

Each section, subsection, sentence, clause and phrase of this Ordinance is declared to an independent section, subsection, sentence, clause and phrase, and the finding or holding of any such portion of this Ordinance to be unconstitutional, void, or ineffective for any cause, or reason, shall not affect any other portion of this Ordinance.

SECTION VII. Effective date:

This Ordinance shall be in full force and effect from and after its adoption and any publication as may be required by law.

On motion of Mayor Reinhart, seconded by Deputy Mayor Orr to approve the introduction of the foregoing proposed ordinance, unanimously carried upon roll call vote. Ayes: Orr, Reinhart, Werley Nays: None Abstain: None Absent: None

Resolutions:

RESOLUTION NO. 3-20-2024

RESOLUTION APPOINTING AN EMERGENCY MANAGEMENT COORDINATOR FOR A THREE (3) YEAR TERM

WHEREAS, N.J.S.A. Appendix A:9-40.1 requires the appointment of an Municipal Emergency Management Coordinator for a three (3) year term; and

WHEREAS, there exists a vacancy in the position of Emergency Management Coordinator for the Township of Greenwich; and

WHEREAS, the Township Committee is desirous of appointing Paige Van Pelt.

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Greenwich, County of Cumberland, State of New Jersey, that Paige Van Pelt be appointed as the Emergency Management Coordinator for a three (3) year term effective April 1, 2024 and expiring March 31, 2027.

On motion of Mayor Reinhart, seconded by Committeeman Werley to approve the foregoing resolution, unanimously carried.

On motion of Mayor Reinhart, seconded by Committeeman Werley to approve the following resolution, unanimously carried.

RESOLUTION NO. 3-21-2024

APPOINTMENT OF TOWNSHIP OFFICIALS AND BOARDS AND COMMITTEES

BE IT RESOLVED the following appointments of the Township Officials, Boards and Committees are hereby approved by the Township Committee of the Township of Greenwich, County of Cumberland, State of New Jersey:

<u>OFFICE OF EMERGENCY MANAGEMENT</u>	<u>TERM EXPIRATION</u>
Jessica Veale, Deputy	12/31/24

Unfinished Business:

Tennis Court – pursuing the possibility of utilizing capital funds to complete project.

Old Stone School House – Matt Pisarski will be contacted.

Lead Inspections - no update

Ordinances – Certificate of Occupancy Fees - Ms. Garrison will work with Mr. Sheppard to develop an ordinance for the Committee’s consideration.

Wible Drive - no update

Tax Liens – Ms. Garrison is working with the Tax Collector, Liz Wallender

New Business:

Minutes of Meeting

March 19, 2024

Mowing - On motion of Mayor Reinhart, seconded by Deputy Mayor Orr to approve the hiring of Mr. Mastalski to mow the grounds, unanimously carried.

Bayside Road Tree Removal - \$1,500

Diesel Generator – Charles Reinhart, Fire Chief, indicated the current generator does not run. Quotes were received for 22 kw generator installed with tank in the amount of \$12,000-\$13,000 to award in July. Chief Reinhart will provide a quote to Ms. Fleetwood to pump out.

Committee Comments:

Mayor Reinhart indicated on March 24, 2024, Ye Greate Street Live be held.

Payment of Bills

After review and discussion on motion of Mayor Reinhart, seconded by Deputy Mayor Orr to approve the bill list in the amount of \$179,636.20, unanimously carried.

Public Comment:

On motion of Mayor Reinhart, seconded by Committeeman Werley to open the public comment, unanimously carried. Rebecca Higgins, 461 Dinwiddie Drive, was present to obtain clarification if Dinwiddie Drive is a private or Township road as there is a 911 street sign was placed there. Mr. Seeley indicated that it si a private road. Meghan Sheppard, Cumberland County Health Department, was present this evening to introduce herself. She stated that utility options (water/sewer) are needed in each municipality the County is requesting a letter of interest to be submitted through the website if the Township is interested in participating. It is currently in the preliminary stage. On motion of Committee Werley, seconded by Mayor Reinhart to authorize the Clerk to submit a letter of interest to the Cumberland County Health Department to approve the participation of Greenwich Township, unanimously carried. She further indicated the County Health Department had received a Communications grant to share with the municipalities. There being no further comment, on motion of Mayor Reinhart, seconded by Deputy Mayor Orr to close the public comment, unanimously carried.

Adjournment: There being no further business to come before the Township Committee, on motion of Deputy Mayor Orr, seconded by Mayor Reinhart to adjourn, unanimously carried

Respectfully submitted.

Lisa Garrison
Borough Clerk

